

ASSIGNED

Serial No. 41936

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

JUL 28 1980

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed.....

JUL 28 1980 under 41934

The applicant Cyprus Mines Corporation555 So. Flower St., Suite 7300

Street and No. or P.O. Box No.

of Los Angeles

City or Town

California 90071

State and Zip Code No.

hereby make<sup>s</sup> application for permission to change the  
point of diversion and place of useof water heretofore appropriated under Permit #37419

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 1.34 (600 gpm) cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for mining, milling and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 31, T14N, R45E;  
M.D.B.&M. or at a point from which the SE corner of Section 36, T14N, R44E;  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
M.D.B.&M. bears S 45°15' 08" W a distance of 1869.65 feet.  
stated.
6. The existing point of diversion is located within SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 32, T.13 $\frac{1}{2}$ N., R.45E.;  
M.D.B.&M.; or at a point from which the SE corner of Section 36, T.14N., R.44E.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M. bears N 70°W a distance of 14,250 feet.
7. Proposed place of use SE $\frac{1}{4}$  Section 36, T.14N., R.44E.; SW $\frac{1}{4}$  Section 31, T.14N., R.45E.;  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
NE $\frac{1}{4}$  Section 1, T.13N., R.44E.; Portions of Sections 25 and 36, T.13 $\frac{1}{2}$ N., R.44 $\frac{1}{2}$ E.;  
M.D.B.&M.
8. Existing place of use SE $\frac{1}{4}$  Section 36, T.14N., R.44E.; SW $\frac{1}{4}$  Section 31, T.14N., R.45E.;  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use has been from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water to be diverted by well equipped with  
State manner in which water is to be diverted, whether by dam or other works,  
pump and transported via pipeline(s) to place(s) of use.  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$50,000.00
13. Estimated time required to construct works.....2 years
14. Estimated time required to complete the application of water to beneficial use.....5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Water is to be used for mining and milling operations.
- Well is to be used in conjunction with other water-supply well(s).
- Estimated annual consumptive use from combined sources is 900 to 1,000 acre-feet.

Compared.....bc/ ha.....gk/bc.....Applicant.....Cyprus Mines Corporation  
 s/William E. Nork  
 By.....William E. Nork (Agent)  
 950 East Greg Street, Sparks, Nevada 89431

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 37419 is issued subject to the terms and conditions imposed in said Permit 37419 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permits 41934, 41935, and 41937 shall not exceed 325.85 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.34.....cubic feet per second, but not to exceed 316.11 million gallons annually.

Actual construction work shall begin on or before.....June 22, 1981

Proof of commencement of work shall be filed before.....July 22, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....June 22, 1982

Proof of completion of work shall be filed before.....July 22, 1982

Application of water to beneficial use shall be made on or before.....June 22, 1984

Proof of the application of water to beneficial use shall be filed on or before.....July 22, 1984

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....JAN 16 1981.....IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN,  
 Completion of work filed.....JAN 16 1981.....State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed.....JUN 15 1984.....my office, this.....22nd.....day of.....DECEMBER.....  
 Cultural map filed.....A.D. 19.....80.....  
 Certificate No. 10996.....Issued.....JUN 21 1984.....  
 State Engineer